

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
LAKE CHARLES DIVISION**

**PLUMBERS AND STEAMFITTERS LOCAL 106 CIVIL ACTION NO. 2:11-CV-1595
PENSION FUND,**

JUDGE MINALDI

**PLUMBERS AND STEAMFITTERS LOCAL 106
HEALTH AND WELFARE FUND,**

MAGISTRATE JUDGE KAY

**PLUMBERS AND STEAMFITTERS LOCAL 106
DIRECT CONTRIBUTION FUND,**

**PLUMBERS AND STEAMFITTERS LOCAL 106
APPRENTICESHIP FUND, AND**

PLUMBERS AND STEAMFITTERS LOCAL 106

versus

JOHNSON CONTROLS, INC.

MOTION TO DISMISS WITHOUT PREJUDICE

NOW COMES PLAINTIFFS, Local 106 Plumbers and Steamfitters Pension Fund, et al., who move this Honorable Court to enter a dismissal in this matter, *without prejudice* to re-file these claims against the Defendant, Johnson Control, Inc. (JCI). The Plaintiffs move for dismissal with the consent of JCI because the parties are attempting to resolve this matter by settlement. Defendant has not entered any pleadings with the Court and supports the granting of this motion.

Respectfully submitted,

**ROBEIN, URANN, SPENCER, PICARD &
CANGEMI, A.P.L.C.**

s/ PAULA M. BRUNER

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CERTIFICATE OF SERVICE

I hereby certify that I have served a copy of the foregoing pleading on the attorney for Johnson Controls via Email and by United States Mail, postage prepaid and properly addressed on the 26th of March, 2012:

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s/ Paula M. Bruner

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